

(ORDER LIST: 539 U.S.)

MONDAY, JUNE 16, 2003

CERTIORARI -- SUMMARY DISPOSITION

01-1865 ODEN, MEREDITH V. NORTHERN MARIANAS COLLEGE

The petition for a writ of certiorari is granted.

The judgment is vacated and the case is remanded to the United States Court of Appeals for the Ninth Circuit for further consideration in light of *Nguyen v. United States*, 539 U.S. ____ (2003).

ORDERS IN PENDING CASES

02A949 HILL, THOMAS W. V. HILL, GARFORD T., ET AL.

The application for a stay addressed to

Justice Stevens and referred to the Court is denied.

02M101 MCKENZIE, KENNETH V. BROOKS, WARDEN

The motion to direct the Clerk to file a petition

for a writ of certiorari out-of-time is denied.

02M102 TROWBRIDGE, JOHN P. V. DEPARTMENT OF TREASURY, ET AL.

The motion for leave to file an objection in

the nature of a writ of error is denied.

65, ORIG. TEXAS V. NEW MEXICO

The motion of the River Master for fees and reimbursement of expenses is granted, and the River Master is awarded a total of \$7,172.37 for the period January 1, 2003, through March 31, 2003.

132, ORIG. ALABAMA, ET AL. V. NORTH CAROLINA

The motion for leave to file a bill of complaint is granted. The defendant is allowed thirty days within which to file an answer.

02-1318 ZAPATA HERMANOS SUCESORES V. HEARTHSIDE BAKING CO., INC.

The Solicitor General is invited to file a brief in this case expressing the views of the United States.

CERTIORARI GRANTED

02-1016 TILL, LEE M., ET UX. V. SCS CREDIT CORP.

The petition for a writ of certiorari is granted.

02-9065 MUHAMMAD, SHAKUR V. CLOSE, MARK

The motion of petitioner for leave to proceed *in forma pauperis* is granted, and the petition for a writ of certiorari is granted limited to the following Questions: 1. Whether a plaintiff who wishes to bring a Sec. 1983 suit challenging only the conditions, rather than the fact or duration, of his confinement, must satisfy the favorable termination requirement of *Heck v. Humphrey*. 2. Whether a prison inmate who has been, but is no longer, in administrative segregation may bring a Sec. 1983 suit challenging the conditions of his confinement (i.e. his prior placement in administrative segregation) without first satisfying the favorable termination requirement of *Heck v. Humphrey*. Corrine Beckwith, Esq., of Washington, D.C., is appointed to serve as counsel for the petitioner in this case.

CERTIORARI DENIED

02-938 CASTLE, JOHN K., ET AL. V. UNITED STATES
02-1121 SANDSTAD, KENNETH D. V. CB RICHARDS ELLIS, INC.
02-1178 McKILLOP, WAYNE E. V. UNITED STATES
02-1186 PRONSOLINO, GUIDO, ET AL. V. NASTRI, REG. ADMN'R, EPA
02-1225 TOCCO, JACK W. V. UNITED STATES
02-1271 CHARLESTON, SC V. A FISHERMAN'S BEST, INC.
02-1304 ESPLANADE PROPERTIES, LLC V. SEATTLE, WA
02-1314 KANSAS, ET AL. V. ROBINSON, CHEROKEE, ET AL.
02-1317 COOK, JAMES R. V. PRINCIPI, SEC. OF VA
02-1326 MICK, ROBERT A. V. UNITED STATES
02-1344 DIAS, ANTONIO V. V. INS
02-1353 TENENBAUM, DAVID A. V. WHITE, SEC. OF ARMY
02-1355 BARSTOW, WILLIAM V. IRS
02-1482 OAKLEY-AVALON, L. P. V. DEAN, GARY, ET AL.
02-1487 IN RE DAWN B. MIDDLESTEAD
02-1490 BANKS, SIMON V. COMM. ON UNAUTHORIZED, ETC.
02-1493 CUMMINGS, CHRISTINE A. V. CONNELL, KATHLEEN, ET AL.
02-1494 RAMTULLA, TERRI-ANN V. ASHCROFT, ATT'Y GEN., ET AL.
02-1495 MIGUEL, ESTRELLITA G. V. BANK OF NY TRUSTEE, ET AL.
02-1496 WRAY, JAMES V. JOHNSON, CHARLES, ET AL.
02-1497 PAIVA, AGNES D., ET VIR V. COUNTRYWIDE HOME LOANS, INC.
02-1505 CAREY, WARDEN V. SAFFOLD, TONY E.
02-1506 TPI, ET AL. V. WINTER STORM SHIPPING, LTD.
02-1508 McNEIL, LENORA V. SCOTLAND COUNTY, NC
02-1519 MOSS, RONALD, ET UX., ETC. V. CARRIER, CLARA D., ET AL.
02-1520 BEHLEN, CHARLES H. V. MERRILL LYNCH & CO., INC.

02-1528 CHARLESTON, SC, ET AL. V. FERGUSON, CRYSTAL M., ET AL.

02-1535 DAISEY, KEVIN W. V. NTSB, ET AL.

02-1555 MARTIN, ANDREW J., ET AL. V. KENTUCKY

02-1556 GARAAS, JONATHAN T. V. DISCIPLINARY BD. OF ND

02-1585 BAYSTATE TECHNOLOGIES, INC. V. BOWERS, HAROLD L.

02-1587 DAHL, TERRY V. UNITED STATES

02-1588 DeNARDO, DANIEL V. BARRANS, DIANE, ET AL.

02-1618 MOORING, LINWOOD E. V. EAST CAROLINA UNIV., ET AL.

02-1621 ROCKEFELLER, TOD N. V. ABRAHAM, SEC. OF ENERGY

02-1639 HIBBARD, BOBBY V. UNITED STATES

02-1650 CARIBE-GARCIA, LOUIS V. UNITED STATES

02-1659 RIVERA-PEREZ, RAUL V. UNITED STATES

02-8448) VIALVA, CHRISTOPHER A. V. UNITED STATES
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02-8492) BERNARD, BRANDON V. UNITED STATES

02-8960 URBAEZ, JOEL V. UNITED STATES

02-10025 QUINTERO, ERNEST V. COCKRELL, DIR., TX DCJ

02-10032 SMITH, RICHARD D. V. KIRBY, RICHARD, ET AL.

02-10034 STANTON, MARK S. V. BENNETT, BOYD, ET AL.

02-10037 BELTON, THERON V. COCKRELL, DIR., TX DCJ

02-10052 WILLIAMS, KENNETH A. V. WILKINSON, DIR., OH DOC

02-10053 HARVEY, JOHN V. LOMASON, PHILIP, ET AL.

02-10057 SMITH, KEVIN V. NEW YORK

02-10060 CORNTASSEL, SHAWN E. V. RAY, WARDEN, ET AL.

02-10062 THOMAS, DONNIE L. V. LOVELL, WARDEN, ET AL.

02-10063 GARBUSH, ROBERT V. WKERS. COMPENSATION APP. BD.

02-10069 BURKE, SEAN C. V. DARK, LEON O., ET AL.

02-10073 CHENG, SAM-BAN V. CALIFORNIA

02-10077 VETA, JEFFREY N. V. ARIZONA
02-10078 McCLARAN, LARRY D. V. COCKRELL, DIR., TX DCJ
02-10080 HARRIS, CHARLES A. V. CAMPBELL, WARDEN
02-10081 GAMEZ, JUAN V. COCKRELL, DIR., TX DOC
02-10082 COOK, CHARLES V. LAVAN, SUPT., DALLAS, ET AL.
02-10085 CARTER, LEONARD V. CAIN, WARDEN
02-10093 MOORE, CAREY D. V. KINNEY, WARDEN
02-10101 WEIK, JOHN E. V. SOUTH CAROLINA
02-10104 ERVIN, LA SHANTE M. V. CALIFORNIA
02-10105 HILL, THOMAS W. V. HILL, GARFORD T., ET AL.
02-10106 HILL, THOMAS W. V. HUNT, JEFFREY P., ET AL.
02-10110 OSTEEN, JACKIE R. V. COCKRELL, DIR., TX DCJ
02-10119 NAVARRO, RUDY V. CALIFORNIA
02-10125 REESE, LAMONT V. TEXAS
02-10127 PICKENS, JOSEPH W. V. TEXAS
02-10128 BINNS, KEYRON L. V. KNOWLES, WARDEN
02-10133 GOWANS, RODNEY D. V. COCKRELL, DIR., TX DCJ
02-10135 HENRY, CRAIG V. JOHNSON, SUPT., PITTSBURGH
02-10136 HOWARD, OLIVER V. LOUISIANA
02-10137 HOCUTT, JERRY R. V. COCKRELL, DIR., TX DCJ
02-10141 ISREAL, CONNIE R. V. FLORIDA
02-10146 HUTCHINSON, CHARLES E. V. TEXAS
02-10150 CANTY, REGINALD V. CASON, WARDEN
02-10152 KING, GERALD V. COCKRELL, DIR., TX DCJ
02-10153 BOZMAN, NEDRA M. V. ELYRIA, OH
02-10162 NIXON, LEWIS A. V. ELO, WARDEN
02-10172 BRITT, ERIC L. V. MICHIGAN

02-10183 DiSANTO, ANTONIO V. INS
02-10186 SWANKO, JACOB J. V. WINN-DIXIE STORES, INC.
02-10190 PANKOV, NICK V. PRECISION INTERCONNECT
02-10202 LAKE, LAMONTE V. ILLINOIS
02-10212 FURTICK, JAMES V. SC DEPT. OF PROBATION
02-10228 MAUPIN, BRENDA V. BARNHART, COMM'R, SSA
02-10241 HOSEA, WILLIAM L. V. HAMMONDS, GARFIELD
02-10244 GRUENWALD, WALTER F. V. KANSAS
02-10253 FARGO, BRIAN K. V. PHILLIPS, WARDEN
02-10266 BYNUM, KOURTNEY D. V. SPARKMAN, SUPT., MS
02-10281 BYRD, MARION W. V. BARNHART, COMM'R, SSA
02-10283 BATES, GARY P. V. VAUGHN, SUPT., GRATERFORD
02-10289 STEVENSON, MARION V. ST. LUKE'S HOSPITAL, ET AL.
02-10292 ROBERTSON, CARL A. V. LSU MEDICAL CENTER, ET AL.
02-10321 SHANNON, DANIEL P. V. CROUSE, WARDEN, ET AL.
02-10332 WEASE, MICHAEL C. V. JOHNSON, DIR., VA DOC
02-10340 MBAKPUO, CHUKWUJINDU V. DISCIPLINARY COUNSEL, OHSC
02-10357 MISELIS, RANDY V. MASSACHUSETTS
02-10368 BARNES, CLIFTON V. JOHNSON, DIR., VA DOC
02-10370 FORD, ISAAC V. CALIFORNIA
02-10387 CONLEY, RONALD V. CALIFORNIA
02-10407 WILSON, STEPHEN L. V. ALAMEIDA, DIR., CA DOC
02-10409 TAYLOR, JERMAINE V. CALIFORNIA
02-10412 TURNER, LEONARD O. V. KAPTURE, WARDEN, ET AL.
02-10420 RANDOLPH, EDDIE V. KEMNA, SUPT., CROSSROADS
02-10428 CHANDLER, LEESESTER V. CALIFORNIA
02-10449 COVINGTON, JIMMY D. V. BECK, SEC., NC DOC

02-10458) CHARLES, MCGHEE V. UNITED STATES
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02-10596) AUGUSTE, JOSEPH S. V. UNITED STATES
02-10502 BEERY, DOUGLAS V. AULT, WARDEN
02-10509 HARRELL, JOE L. V. UNITED STATES
02-10512 FOSTER, HARTZEL R. V. PAINTER, WARDEN
02-10516 HATFIELD, TENNIS Z. V. FOX, WARDEN
02-10552 KORNAFEL, STANLEY E. V. UNITED STATES
02-10588 MERCADO, HECTOR V. ILLINOIS
02-10591 EDMONSON, KENNY F. V. UNITED STATES
02-10592 CRUZ, RAMON E. V. UNITED STATES
02-10597 PEARL, THOMAS J. V. UNITED STATES
02-10598 KEEPER, EDDIE V. UNITED STATES
02-10599 MARQUINA, GERARDO V. UNITED STATES
02-10604 WILLIAMS, SAM V. ILLINOIS
02-10606 VIEUX, RICHARD V. UNITED STATES
02-10608 GORMAN, JAMES LEROY V. UNITED STATES
02-10609 HERDER, RACHEL V. UNITED STATES
02-10613 TAYLOR, ERIC S. V. UNITED STATES
02-10614 CALIX-ZAPATA, EBENOR A. V. UNITED STATES
02-10615 CASTRO-JIMENEZ, ALFONSO V. UNITED STATES
02-10616 REDHOUSE, CYNTHIA V. UNITED STATES
02-10618 RICKETTS, DAVID E. V. UNITED STATES
02-10621 LOPEZ, ARMELIO V. UNITED STATES
02-10622 DAY, GEORGE A. V. UNITED STATES
02-10625 BECKSTEAD, CASEY J. V. UNITED STATES
02-10626 OVANDO-ROCHOL, ELIAS V. UNITED STATES
02-10628 NUNGARAY-BELTRAN, GERSON V. UNITED STATES

02-10631 DAY, GEORGE A. V. CHANDLER, WARDEN
02-10633 PEYTON, CHARLES V. UNITED STATES
02-10639 LOWERY, ALVIN V. UNITED STATES
02-10642 PEPPERS, MAURICE V. UNITED STATES
02-10643 MORONTA, RAMON V. UNITED STATES
02-10649 RUBY, TROYCE V. UNITED STATES
02-10654 PHILOGENE, PEREZ V. UNITED STATES
02-10656 BARBER, MAWAMI V. UNITED STATES
02-10660 CASTILLO, FERNANDO V. UNITED STATES
02-10664 PING, ZHANG A. V. UNITED STATES
02-10667 TARIN-MENDOZA, FERNANDO V. UNITED STATES
02-10669 AYALA-BERMUDEZ, JOSE V. UNITED STATES
02-10671 DE LA GARZA, ARTURO V. UNITED STATES
02-10677 MUNOZ-MOSQUERA, DANDENY V. UNITED STATES
02-10680 BYRD, ROGER V. UNITED STATES
02-10682 THOMAS, RICHARD A. V. UNITED STATES
02-10686 HENDERSON, CHAMOND V. UNITED STATES
02-10687 HANNAH, RODERICK E. V. UNITED STATES
02-10688 FLORES-FLORES, ARTEMIO V. UNITED STATES
02-10698 JOHNSON, STEVIE W. V. UNITED STATES
02-10699 MILLS, ALTON V. UNITED STATES
02-10706 DAVIS, WALTER J. V. UNITED STATES

The petitions for writs of certiorari are denied.

02-712 PATTEN, SHAWNEE V. WAL-MART STORES EAST, INC.
02-1485 MIDDLEBURY, CT, ET AL. V. GOODRICH CORP., ET AL.

The petitions for writs of certiorari are denied.

Justice Breyer took no part in the consideration or

decision of these petitions.

02-1339 ILLINOIS V. COX, ANNE F.

02-1425 BELL, WARDEN V. HOUSE, PAUL G.

The motions of respondents for leave to proceed *in forma pauperis* are granted. The petitions for writs of certiorari are denied.

HABEAS CORPUS DENIED

02-10791 IN RE ROGELIO ANTONIO MARTINEZ

02-10815 IN RE JOHN DAVID MOORE

The petitions for writs of habeas corpus are denied.

MANDAMUS DENIED

02-10148 IN RE WILLIAM J. DOCKERAY

The petition for a writ of mandamus is denied.

02-10029 IN RE KENNETH W. REED

The petition for writ of mandamus and/or prohibition is denied.

REHEARINGS DENIED

02-1194 CAMPBELL, DONALD G. V. FL DOC

02-1259 STEVENS, RICHARD V. NYAD, FIRST JUDICIAL DEPT.

02-1296 BROWN, REBECCA, ETC. V. MUND, LOUIS I., ET AL.

02-8686 BEGOVIC, RUSMIR V. DOVER, NH

02-8964 SLATE, MARK E. V. BURGE, SUPT., AUBURN

02-8984 SWAFFORD, ROY C. V. FLORIDA

02-9029 VAUGHN, ANGELO V. MONEY, WARDEN

02-9110 DRAGER, HANK V. ILLINOIS

02-9224 BENJAMIN-ANDERSON, CALVESTER V. FL POWER CORP., ET AL.

02-9593 BOYD, STANLEY F. V. NORRIS, DIR., AR DOC, ET AL.

The petitions for rehearing are denied.

02-889 CRUMP, ALLAN R. V. UNITED STATES, ET AL.

02-8084 JOHNSON, BILLY R. V. COCKRELL, DIR., TX DCJ

The motions for leave to file petitions for
rehearing are denied.

RECESS ORDER

The Court will take a recess from today until
Monday, June 23, 2003.